



# City Council Agenda

Council President  
**Tom Boyajian**

Councilmembers

**Garry Bredefeld**, Acting Council President  
**Chris Mathys**,  
**Henry Perea**

**Sal Quintero**  
**Daniel Ronquillo**  
**Ken Steitz**

City Manager  
**Jeffrey M. Reid**

City Clerk  
**Rebecca E. Klisch**

City Attorney  
**Hilda Cantú Montoy**

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 498-1321

The City Council welcomes you to this meeting.

**TUESDAY, FEBRUARY 8, 2000**

**IF YOU WOULD LIKE TO SPEAK, FILL OUT A SPEAKER REQUEST FORM AVAILABLE FROM THE CITY CLERK'S OFFICE AND IN THE COUNCIL CHAMBERS. THE AGENDA IS AVAILABLE ON ([www.ci.fresno.ca.us](http://www.ci.fresno.ca.us)). THE COUNCIL MEETING CAN ALSO BE HEARD LIVE AT THE SAME WEB SITE ADDRESS.**

## **9:00 A.M. COUNCIL ROLL CALL**

Invocation by Reverend Bernard Guekguezian of the First Armenian Presbyterian Church

Proclamation of "AMERICAN HEART MONTH" - Mayor Patterson and All Councilmembers

Presentation of Resolutions of Commendation to the Honorees for the Year 2000 African-American Portraits of Success - Councilmember Ronquillo

Proclamation of "ACTS OF KINDNESS WEEK"

Proclamation of "FRESNO STATE'S NATIONAL GIRLS AND WOMEN IN SPORTS DAY"

a. Presentation of Proclamations To The Outstanding Female Athletes of the Fresno Area High Schools - Mayor Patterson and All Councilmembers

Proclamation of "RAFAEL SILVA GARCIA DAY" - Councilmember Mathys

**COUNCIL ACTION OF UNSCHEDULED ITEMS, IF ANY, SHALL BE LIMITED TO REFERRING THE ITEM TO STAFF FOR A REPORT AND POSSIBLE SCHEDULING ON A FUTURE COUNCIL AGENDA FOR EACH MATTER CONSIDERED BY THE COUNCIL, THERE WILL FIRST BE A STAFF PRESENTATION, FOLLOWED BY A PRESENTATION FROM THE PROJECT APPLICANT. TESTIMONY FROM THOSE IN ATTENDANCE WILL THEN BE TAKEN. ALL TESTIMONY GIVEN WILL BE LIMITED TO THREE MINUTES PER PERSON.**

**THE THREE LIGHTS ON THE PODIUM NEXT TO THE MICROPHONE WILL INDICATE THE AMOUNT OF TIME REMAINING FOR THE SPEAKER. THE GREEN LIGHT WILL BE TURNED ON WHEN THE SPEAKER BEGINS. THE YELLOW LIGHT WILL COME ON WITH ONE MINUTE REMAINING AND ONE TONE WILL SOUND. THE SPEAKER SHOULD BE COMPLETING THE TESTIMONY BY THE TIME THE RED LIGHT COMES ON AND TWO TONES SOUND, INDICATING THAT TIME HAS EXPIRED.**

Approve minutes of February 1, 2000

**Action Taken:**

Approve Agenda

**Action Taken:**

Adopt Consent Calendar

**Action Taken:**

#### **TIME SCHEDULED HEARINGS AND MATTERS**

**9:30 A.M. HEARING** to consider Plan Amendment No. 99-23, Rezoning Application No. 99-36, Conditional Use Permit Application No. C-99-153 and environmental findings, filed by Sterling Swartout, for a 7.5-acre parcel of real property located at the southwest corner of N. West and W. Herndon Avenues

**Action Taken:**

- a. Consider Environmental Assessment/Mitigated Negative Declaration No. A-99-23, R-99-36, C-99-153

**Action Taken:**

- b. **RESOLUTION** - Amending the Bullard Community Plan

**Action Taken:**

- c. **BILL** - Amending the Official Zone Map to rezone 5.74 acres of the subject property from the existing R-1-B/EA/UGM/cz and C-P/EA/UGM/cz zone districts to the C-P/EA/UGM/cz zone district, and rezone 1.87 acres from the C-1/EA/UGM/cz and the C-P/EA/UGM/cz zone districts to the C-1/EA/UGM/cz zone district

**Action Taken:**

- d. **RESOLUTION** - Approving Conditional Use Permit Application No. C-99-153

**Action Taken:**

<b>TIME SCHEDULED HEARINGS AND MATTERS CONTINUED</b>
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**10:00 A.M. HEARING** regarding City of Fresno Community Facilities District No. 2, Annexation No. 17  
- Tract No. 4582

**Action Taken:**

a. **RESOLUTION** - Annexing territory to Community Facilities District No. 2 and authorizing the levy of a special tax

**Action Taken:**

b. **RESOLUTION** - Calling special mailed-ballot election

**Action Taken:**

c. **RESOLUTION** - Declaring election results

**Action Taken:**

d. \* **BILL** - Levying a special tax within and relating to Community Facilities District No. 2, Annexation No. 17, City of Fresno, California

**Action Taken:**

**10:15 A.M.** Workforce Development Board Update - Councilmember Perea

**Action Taken:**

**10:20 A.M.** Appearance by Juan “Homer” Leija to discuss opposition to the Gang Violence and Youth Crime Prevention Act (Proposition 21)

**Action Taken:**

**10:25 A.M.** Appearance by Barbara Hunt to discuss the City of Fresno Police Department

**Action Taken:**

**10:30 A.M. CONTINUED HEARING** to consider Plan Amendment No. 99-16 and Rezoning Application No. R-99-25 and environmental findings, filed by the City of Fresno, Public Works Department, for property located on the west side of S. West Avenue, between W. Jensen and W. North Avenues regarding closure of the City landfill and development of regional park and sports center

**Action Taken:**

1. Consider Environmental Assessment/Negative Declaration No. A-99-16, R-99-25

**Action Taken:**

2. **RESOLUTION** - Amending the Edison Community Plan

**Action Taken:**

3. **BILL** - Amending the Official Zone Map to rezone from the AE-5/UGM, AE-20/UGM, AE-20 and AL-20 (County) zone districts to the O/UGM/cz zone district

**Action Taken:**

***\*ITEMS SUBJECT TO MAYOR’S VETO OR RECONSIDERATION***

## **TIME SCHEDULED HEARINGS AND MATTERS CONTINUED**

**11:00 A.M. HEARING** to consider a resolution of public use and necessity for acquisition of an easement for construction of N. San Pablo and acquisition of a remnant parcel in conjunction with the development of UGM Agreements Nos. S-98-343 and S-99-160

**Action Taken:**

- a. \* **RESOLUTION** - That the public interest and necessity require the construction of a portion of N. San Pablo, north of W. Alluvial and authority to acquire a remnant parcel created by the easement, as a development requirement of UGM Agreements Nos. S-98-343 and S-99-160

**Action Taken:**

- b. \* **RESOLUTION** - 72<sup>nd</sup> amendment to AAR No. 99-181 appropriating \$22,000 for the acquisition of right-of-way for N. San Pablo north of W. Alluvial Avenue (***Requires 5 affirmative votes***)

**Action Taken:**

**11:30 A.M. HEARING** to consider the use of \$1,481,824 awarded to the City by the U.S. Department of Justice to undertake the Local Law Enforcement Block Grant Program

**Action Taken:**

- a. \* **RESOLUTION** - 70th amendment to AAR No. 99-181 appropriating \$89,300 for the Federal Local Law Enforcement Block Grant Program  
(***Requires 5 affirmative votes***)

**Action Taken:**

- b. \* **RESOLUTION** - 8th amendment to PAR No. 99-182 adding one position needed to meet secretarial requirements of the recently added position of the Assistant Chief of Police

**Action Taken:**

**2:00 P.M.#1** **DISCUSSION OF CONTESTED CONSENT ITEMS (IF ANY)**

**2:00 P.M.#2** **CLOSED SESSION**

**A. CONFERENCE WITH LABOR NEGOTIATOR** - Government Code Section 54957.6

**City Negotiator(s):** Jeffrey M. Reid, Andrew T. Souza, Jorge Aguiniga

**Employee Organization(s):** CFPEA MOU Ratification

**Action Taken:**

**B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION** - Government Code Section 54956.9, Subdivision (a)

**1. Case Name:** Fresno Supreme v. City v. Spano

**2. Case Name:** Myrna Loran v. City of Fresno, et al.

**3. Case Name:** Spano v. City v. Spano

**Action Taken:**

***\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

**TIME SCHEDULED HEARINGS AND MATTERS CONTINUED**

**2:00 P.M.#2    **CLOSED SESSION CONTINUED****

**C.    CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION -**  
Government Code Section 54956.9, Subdivision (b)

**Significant Exposure to Litigation:**

1.      Claim of Rosalie Ramirez
2.      Claim of Michael W. Golden; Claim of Jessica H. Golden; Claim of Jacob C. Golden;  
and Claim of Heidi J. Miller

**Action Taken:**

**2:00 P.M.#2    **JOINT CLOSED SESSION WITH THE REDEVELOPMENT AGENCY****

**D.    CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION -** Government  
Code Section 54956.9, Subdivision (a)

1.      **Case Name:** Nottoli CMC v. City of Fresno, City Council; Redevelopment Agency of  
the City of Fresno, Community Hospitals of Central California, RPI

**Action Taken:**

**2:45 P.M.**      Approve lease agreement for property located at 1231 Van Ness Avenue, with 20<sup>th</sup> Century Elks and  
authorize staff to enter into negotiations if necessary and execute agreement - Councilmember  
Ronquillo

**Action Taken:**

- a.      Appearance by 20<sup>th</sup> Century Elks representatives

**Action Taken:**

**3:00 P.M.**      Request the City Manager or designee to begin negotiations with the Bullard Bambino Baseball League  
to convert the Blosser property located at the southwest corner of Brawley and Herndon into a baseball  
park - Councilmember Mathys

**Action Taken:**

**3:30 P.M.**      **WORKSHOP** and report on Fresno Convention Center, Selland Arena and the renovation of the old  
Exhibit Hall - Councilmember Perea

**Action Taken:**

**4:00 P.M.**      Adoption of ordinance relating to Project Labor Agreements

- a.      \*    **BILL NO. B-11 (Intro. 2/1/00)** - Prohibiting a requirement for Project Labor Agreements and  
other types of pre-hire agreements on Public Works contracts

**Action Taken:**

***\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

1A.

**GENERAL CONSENT CALENDAR**

(ALL CONSENT CALENDAR ITEMS ARE CONSIDERED TO BE ROUTINE AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS REQUESTED, IN WHICH EVENT THE ITEM WILL BE REMOVED FROM THE CONSENT CALENDAR AND CONSIDERED AT 2:00 P.M.)

1. \* **RESOLUTION** - 4th amendment to Salary Resolution No. 99-175 increasing the City Attorney's salary by 5%  
**Action Taken:**
2. Award a contract for construction of two (2) neighborhood parks - a) Maple/Shepherd Park and b) Dante/Alluvial Park  
**Action Taken:**
3. Award a contract for construction of Riverside Golf Course cart barn  
**Action Taken:**
4. Submission for informational purposes of the Comprehensive Annual Financial Reports ("CAFR") regarding the financial activities of the City of Fresno Retirement Systems for the fiscal year ending June 30, 1999  
**Action Taken:**
5. \* **RESOLUTION** - 71st amendment to AAR No. 99-181 appropriating \$14,000 under the bulletproof Vest Partnership Grant for the replacement of sixty (60) ballistic vests (***Requires 5 affirmative votes***)  
**Action Taken:**
6. Award a contract for six (6) granular activated carbon vessels  
**Action Taken:**
7. \* **RESOLUTION** - 74<sup>th</sup> amendment to AAR No. 99-181 appropriating \$36,000 for the repair of the California Avenue overhead at Golden State Boulevard (***Requires 5 affirmative votes***)  
**Action Taken:**

1B.

**CONSENT CALENDAR - BILL FOR INTRODUCTION - PINK TABS**

2. **PLANNING AND ZONING ADMINISTRATION**

3. **GENERAL ADMINISTRATION**

- A. \* **BILL NO. B-9 (Intro. 1/25/00)** - Adding a new Article 19 to Chapter 9 of the Fresno Municipal Code establishing a Fresno Clean Air Advisory Committee. The Fresno Clean Air Advisory Committee will be responsible for developing and recommending strategies that will be used to improve air quality in the City of Fresno and the San Joaquin Valley  
**Action Taken:**
  1. **BILL - (With modifications) (For introduction)** - Adding a new Article 19 to Chapter 9 of the Fresno Municipal Code establishing a Fresno Clean Air Advisory Committee. The Fresno Clean Air Advisory Committee will be responsible for developing and recommending strategies

***\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

that will be used to improve air quality in the City of Fresno and the San Joaquin Valley

**Action Taken:**

4. **CITY ATTORNEY**

5. **CITY COUNCIL**

- A. Approve extension of appointment to June 30, 2000, of Paul Besselievre, Jr. to the Fresno Workforce Development Board (*For adoption*) - Acting President Bredefeld  
**Action Taken:**
- B. \* **RESOLUTION** - 73rd amendment to AAR No. 99-181 appropriating \$5,000 of District 7's and \$1,000 of District 3's general fund infrastructure budgets to assist the Fresno County Office of Education with Convention Center fees for the Names Memorial Quilt scheduled for April, 2000 (*Requires 5 affirmative votes*) - Councilmembers Perea and Ronquillo  
**Action Taken:**
- C. Set hearing for February 29, 2000, at 10:00 a.m. to name the park at Maple and Shepherd in District 6 as "Selma M. Layne Park" - Acting President Bredefeld  
**Action Taken:**
- D. Request City Manager or his designee to direct staff to return with all appropriate documents for creating zone district(s) for various recycling activities - Councilmember Ronquillo  
**Action Taken:**
- E. **RESOLUTION** - Supporting new Council direction regarding expenditure of new Measure "C" dollars shifting priorities from freeways and highways to Fresno neighborhoods and other alternative transportation needs - Councilmember Perea  
**Action Taken:**

6. **CITY/COUNTY INTERGOVERNMENTAL RELATIONS**

- A. \* **RESOLUTION** - Applying to the Fresno Local Agency Formation Commission (LAFCO) in the matter of the proposed International-Maple No. 4 Reorganization  
**Action Taken:**

7. **UNSCHEDULED ORAL COMMUNICATIONS** - You may address the City Council at the conclusion of the Council meeting regarding items that are not listed on the agenda. The policy is to limit your presentation to three (3) minutes pursuant to Ordinance No. 96-67. Please be present at the conclusion of the meeting if you wish to be heard. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk Department at least 10 days prior to the desired date of appearance.

## **SCHEDULED COUNCIL HEARINGS AND MATTERS**

- Feb. 15      9:00 A.M.**    Presentation of Certificate by the Police Department to recipients of the Safe Neighborhood Apartment Program (*Reception immediately following*)
- Feb. 15 -      10:00 A.M.**    **HEARING** re: P.A. No. 99-28, Rezone Appl. R-99-42, filed by Westcal, Inc.
- Feb. 22 -      NO MEETING DUE TO MONDAY HOLIDAY**
- Feb. 29 -      10:00 A.M.**    **HEARING** re: Rezoning Appl. No. 99-43, located on the east side of Hayston betw. Dakota and Pontiac, filed by California Feline Foundation
- Feb. 29 -      11:00 A.M.**    **HEARING** re: P.A. No. A-99-22 - Plan Amendment to the 1984 General Plan Neighborhood Streets Section
- Feb. 29 -      11:30 A.M.**    **HEARING** re: UGM Boundary amendment No. 14 (Palm Bluffs Corporate Center) - Tract No. 4637
- Feb. 29 -      5:30 P.M.**      **HEARING** re: P.A. No. A-99-03, Rezone Appl. R-99-06, filed by Roger E. Petersen
- Mar. 7 -        NO MEETING - ELECTION DAY**
- Mar. 21 -      10:00 A.M.**    **HEARING** re: weed abatement
- Mar. 21 -      11:00 A.M.**    **HEARING** re: Annexation No. 18, Community Facilities District No. 2

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